



# REQUEST

FOR

## CONTINUED EXAMINATION (RCE)

### TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See the American Inventors Protection Act of 1999 (AIPA).

Application Number	09/769,490
Filing Date	January 26, 2001
First Named Inventor	Kenji ITOGA, et al.
Group Art Unit	2882
Examiner Name	C. Kao
Attorney Docket Number	49657-961

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application

**NOTE:** 37 C.F.R. § is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

#### 1. Submission required under 37 C.F.R. § 1.114

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on  
(Any unentered amendment(s) referred to above will be entered).
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on
  - iii.  Other
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other

#### 2. Miscellaneous

- a.  Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.1.03(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b.  Other

#### 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to my Deposit Account No. 500417.
  - i.  RCE fee required under 37 C.F.R. § 1.17(e) \$740.00
  - ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) \$920.00
  - iii.  Other Extra Claim Fee (46 total) 26 x \$18.00 = \$468.00

Extra Independent Claim Fee (5 total) 2 x \$84.00 = \$168.00
- b.  Check in the amount of \$\_\_\_\_ enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)

#### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Scott D. Paul	Registration No. (Attorney/Agent)	42,984
Signature		Date	11/25/02
44,363			

#### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Parents, Box RCE, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: 11/27/2002 NMNHAMM1 00000141 500417 09769480

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Signature	02 FC:1202	468.00 CH	Date
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